

the money, property or other thing of value belonging to such district or to secrete the same with the intent to take, misapply or convert it to his own use, or to pay or deliver the same to any person knowing that he is not entitled to receive it, prescribing a penalty, and declaring an emergency."

H. B. No. 828, A bill to be entitled "An Act to create the Tahoka Independent School District in Lynn county, Texas, etc., and declaring an emergency."

And find the same correctly engrossed.
DENTON, Chairman.

FORTY-SIXTH DAY.

(Tuesday, March 13, 1917.)

The House met at 9:30 o'clock a. m., pursuant to adjournment.

(Speaker Fuller in the chair.)

The roll was called, and the following members were present:

Bagby.	Florer.
Baker.	Fly.
Beard of Harris.	Haidusek.
Beard of Milam.	Hardey.
Beasley.	Harris.
Beason.	Hartman.
Bedell.	Hawkins.
Bertram.	Hill.
Blackburn.	Holland.
Blackmon.	Hudspeth.
Blalock.	Jones.
Bland.	Laas.
Bledsoe.	Lacey.
Boner.	Laney.
Brown.	Lange.
Bryan.	Lanier.
Bryant.	Lee.
Burton of Rusk.	Lindemann.
Burton of Tarrant.	Low
Butler.	of Washington.
Cadenhead.	McComb.
Canales.	McDowra.
Carlock.	McFarland.
Clark.	McMillin.
Cope.	Martin.
Cox.	Meador.
Davis of Dallas.	Mendell.
Davis of Grimes.	Metcalfe.
Davis	Miller of Austin.
of Van Zandt.	Miller of Dallas.
De Bogory.	Monday.
Denton.	Moore.
Dodd.	Morris.
Dudley.	Murrell.
Dunnam.	Neeley.
Estes.	Neill.
Fairchild.	Nichols.
Fisher.	Nordhaus.
Fitzpatrick.	O'Banion.

O'Brien.	Templeton.
Osborne.	Terrell.
Parks.	Thomas.
Peddy.	Thomason
Peyton.	of El Paso.
Pillow.	Thomason
Poage.	of Nacogdoches.
Pope.	Thompson
Raiden.	of Hunt.
Reeves.	Thompson
Richards.	of Red River.
Robertson.	Tillotson.
Roemer.	Tilson.
Rogers.	Tinner.
Russell.	Trayler.
Sackett.	Tschoepe.
Sallas.	Valentine.
Sentell.	Veatch.
Schlesinger.	Walker.
Scholl.	White.
Seawright.	Williams
Sholars.	of Brazoria.
Smith of Bastrop.	Williams
Smith of Hopkins.	of McLennan.
Smith of Scurry.	Williford.
Spencer of Nolan.	Wilson.
Spencer of Wise.	Woods.
Spradley.	Woodul.
Stewart.	Yantis.
Taylor.	

Absent.

Greenwood.	Swope.
Johnson.	

Absent—Excused.

Bell.	McCoy.
Cates.	Schlosshan.
Crudgington.	Strayhorn.
Lowe	Upchurch.
of McMullen.	Wahrmund.

A quorum was announced present.

Prayer was offered by Rev. J. C. Mitchell, Chaplain, as follows:

O Thou all-merciful Father, from whom all blessings flow, to whom all honor is due, we pray Thee to reign supreme in our hearts, that we may be patriotic citizens, honest, earnest lawmakers, sympathetic friends, working in harmony together, for the glory of God and the good of our State. We pray in Jesus' name. Amen.

HOUSE BILL ON FIRST READING.

The following House bill, introduced today, was laid before the House, read first time, and referred to the Committee on Roads, Bridges and Ferries:

By Mr. Harris:

H. B. No. 843, A bill to be entitled "An Act amending Chapter 115, page 446, of the Special Laws of the Regular Session of the Thirty-third Legislature of

the State of Texas, entitled 'An Act to authorize and empower Zavala county or any political subdivision or other defined district to issue bonds, etc.,' by adding Section 15a thereto, providing for a salary and per diem for the members of the commissioners court of said county, while acting as ex-officio road commissioners, and declaring an emergency."

SENATE BILLS ON FIRST READING.

The following Senate bills were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

S. B. No. 186, to the Judiciary Committee.

S. B. No. 263, to the Committee on Municipal Corporations.

S. B. No. 310, to the Committee on Education.

S. B. No. 200, to the Committee on Criminal Jurisprudence.

S. J. R. No. 7, to the Committee on Constitutional Amendments.

BILLS ORDERED NOT PRINTED.

On motion of Mr. Laas, it was ordered that House bill No. 823 be not printed.

On motion of Mr. Pope, it was ordered that Senate bill No. 94 be not printed.

On motion of Mr. Lange, it was ordered that Senate bill No. 263 be not printed.

BILL RE-REFERRED.

On motion of Mr. Woodul, Senate bill No. 267 was withdrawn from the Committee on State Affairs and re-referred to the Committee on Juvenile Reforms.

RELATING TO SALE OF RUSK IRON INDUSTRIES.

Mr. Terrell offered the following resolution:

H. C. R. No. 22, Relating to the sale of the State iron industries at Rusk, Texas.

Whereas, The property at the Rusk penitentiary, known as the State's Iron Industry, is deteriorating and wasting; and,

Whereas, A large part of said property has heretofore been destroyed by fire, and much of the remaining machinery, apparatus and equipment has been sold or put to use in other portions of the penitentiary system; and,

Whereas, The condition of such prop-

erty is such that it could not be placed in operation by the State without rebuilding same at a great cost; and,

Whereas, It is not deemed practicable or expedient for the State to undertake to rehabilitate and place in operation said industry, and the same has been neglected and abandoned for many years as a State industry; and,

Whereas, The successful operation of said industry would be of great benefit to the State railroad; to the development of one of the State's most valuable natural resources; and the general welfare and prosperity of the people of this State; now, therefore, be it

Resolved by the House of Representatives of the State of Texas, the Senate concurring, That the Board of Penitentiary Commissioners, with the approval and consent of the Governor and Attorney General, be and they are hereby advised and requested to sell and dispose of said property, in the manner provided by law, for such price and on such terms as will justify the purchase, rehabilitation and operation of same, to any person, firm or corporation of Texas who will agree and give a good and sufficient bond in the sum of one hundred thousand dollars to take, pay for, rehabilitate and put in operation the blast furnace, the cast iron pipe plant, and the foundry at the said Rusk penitentiary, within a reasonable time from the date of the sale thereof, and to operate said industries for at least one full year.

Such sale to include such iron ore land and iron ore right and land needed for the plant, its improvement and expansion as may be deemed advisable.

Also the use of the water, reservoirs, pipe lines, ore bed, railroads, rights of way, industrial sidings and switching, easements, rights and privileges belonging to or to which the State is entitled for the uses and purposes of said iron industry, and all other property of every kind belonging to or used in connection with said industry.

Provided, that nothing herein shall be construed as a request to sell or dispose of the Rusk penitentiary, its buildings, grounds, and present prison industries nor of such lands as may be needed or wanted for other purposes.

The resolution was read second time and was adopted.

COMMUNICATION FROM JUDGE
GRUBBS.

On motion of Mr. Tilson, the following communication from Hon. V. W. Grubbs was ordered printed in the Journal:

Mr. Speaker and Gentlemen of the House:

I am informed that on the 8th inst. your honorable body unanimously adopted a resolution endorsing and commending the movement recently inaugurated by me to incorporate in the histories and literature used in our public free schools due, though long delayed, recognition of the achievements of our industrial pioneers and leaders, who have done so much for the material development of our great State. Also commending my efforts extending through many years of discouragement to have established in Texas a comprehensive and efficient system of industrial schools and junior agricultural, mechanical and industrial colleges for the special benefit of our poor boys and girls, including those whose parents are of moderate means for whom no adequate provision has been made.

I desire to thank you most sincerely and heartily for the compliment you have thus paid to me and to assure you that so long as I shall live I shall never cease to cherish for you and yours the kindest feelings and concern for your personal and political welfare. If within my power I would elevate every one of you to a position in the Congress of the United States and keep you there during the remainder of your lives. I would make Speaker Fuller a United States senator for life. I remain

Yours to command,

V. W. GRUBBS.

CONFERENCE COMMITTEE REPORT
ON HOUSE BILL NO. 48.

(Unfinished Business.)

The Speaker laid before the House, as unfinished business, for consideration at this time, report of the Conference Committee on House bill No. 48.

Question—Shall the report be adopted?

Pending consideration of the report, Mr. Burton of Tarrant occupied the chair temporarily.

Mr. Cope moved that the report be re-committed to the Conference Committee for further consideration.

Mr. Hawkins moved to table the motion to recommit, and the motion to table was lost.

Question recurring on the motion to recommit, it prevailed.

RELATING TO REVISION OF AD
VALOREM TAX LAWS.

The Speaker laid before the House, for consideration at this time,

S. C. R. No. 15, Providing for the appointment of a committee to draft a bill embodying a complete revision of the statutes of this State relating to ad valorem taxation, together with such amendments, changes and additions as will provide an efficient law upon the subject, and providing a more efficient system for collection of delinquent taxes; providing a method to prevent double renditions of property and a more efficient system of bookkeeping for tax collectors, assessors and Comptroller; providing for the employment of an assistant and stenographer; authorizing the payment of salaries from the contingent expense fund of the House and Senate.

The House having reconsidered the vote by which the resolution was adopted on last Saturday, March 10.

Mr. Woods offered the following amendment to the resolution:

Amend Senate Concurrent Resolution No. 15, Section 1, as follows: Add at end of said section, as follows: "It shall be the duty of the State Treasurer, State Tax Commissioner, State Revenue Agent, Secretary of State and Comptroller of Public Accounts to render such assistance to said committee in the discharge of its duties as may be required by it, and to meet with it in the city of Austin, when so requested, without additional compensation, when not inconsistent with other duties of their respective offices. And the Governor of the State may, at his discretion, attend the meetings of said committee, and co-operate in such manner as he may deem proper. The report of said committee, together with any bills or constitutional amendments suggested by it, shall be made to the Governor of the State for transmission of the Thirty-sixth Legislature."

Add at end of Section 2 the following: "The employment of stenographers, experts and any other help shall be only at such rate and for such time as shall

be determined by said committee, not to exceed the rate of compensation herein provided. Said committee is also authorized to provide itself with such suitable supplies, records, books and stationery as may be necessary for the transaction of its business. The per diem and traveling expenses of the members of the committee, and the salaries of its stenographers, experts, etc., and its contingent expenses, shall be paid out of the appropriation made by the Thirty-fifth Legislature for per diem and contingent expenses, on sworn statements approved by the chairman of the committee, the President of the Senate and the Speaker of the House, upon warrants issued by the Comptroller of Public Accounts."

Amend caption to resolution by inserting before the word "contingent" the words "per diem and," and by changing the word "fund" to the word "funds."

The amendment was adopted.

Question recurring on the resolution as amended, yeas and nays were demanded.

The resolution was lost by the following vote:

Yeas—40.

Beasley.	Nichols.
Blackburn.	Parks.
Blalock.	Robertson.
Bland.	Sentell.
Burton of Tarrant.	Schlesinger.
Butler.	Scholl.
Canales.	Smith of Bastrop.
Clark.	Spencer of Nolan.
Cope.	Spradley.
Davis of Grimes.	Templeton.
Hardey.	Terrell.
Harris.	Thomas.
Hawkins.	Thompson
Lacey.	of Red River.
Laney.	Trayler.
Lee.	White.
Lindemann.	Williams
McFarland.	of Brazoria.
Meador.	Wilson.
Mendell.	Woods.
Neeley.	Woodul.

Nays—59.

Bagby.	Cadenhead.
Baker.	Cox.
Beard of Harris.	Dodd.
Beard of Milam.	Dudley.
Beason.	Estes.
Bedell.	Fairchild.
Bertram.	Fisher.
Blackmon.	Fitzpatrick.
Boner.	Haidusek.
Brown.	Hartman.
Burton of Rusk.	Hill.

Holland.	Roemer.
Hudspeth.	Rogers.
Jones.	Sackett.
Laas.	Seawright.
Lanier.	Smith of Hopkins.
McComb.	Smith of Scurry.
McDowra.	Spencer of Wise.
Martin.	Stewart.
Miller of Austin.	Taylor.
Morris.	Thompson
Murrell.	of Hunt.
Neill.	Tilson.
O'Banion.	Tinner.
O'Brien.	Tschoepe.
Osborne.	Veatch.
Peddy.	Williams
Peyton.	of McLennan.
Raiden.	Williford.
Reeves.	Yantis.
Richards.	

Present—Not Voting.

Davis of Dallas.	Denton.
------------------	---------

Absent.

De Bogory.	Pillow.
Dunnam.	Poage.
Florer.	Russell.
Greenwood.	Sallas.
Johnson.	Sholars.
Lange.	Swope.
Low	Thomason
of Washington.	of Nacogdoches.
Metcalfe.	Tillotson.
Monday.	Valentine.
Moore.	Walker.
Nordhaus.	

Absent—Excused.

Bell.	McCoy.
Bledsoe.	McMillin.
Bryan.	Miller of Dallas.
Bryant.	Pope.
Carlock.	Schlosshan.
Cates.	Strayhorn.
Crudgington.	Thomason
Davis	of El Paso.
of Van Zandt.	Upchurch.
Fly.	Wahrmund.
Lowe	
of McMullen.	

Mr. Stewart moved to reconsider the vote by which the resolution was lost, and to table the motion to reconsider.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—55.

Bagby.	Bertram.
Baker.	Bland.
Beard of Harris.	Boner.
Beard of Milam.	Brown.
Beason.	Burton of Rusk.
Bedell.	Burton of Tarrant.

Cadenhead.	Nichols.
Cox.	O'Banion.
Davis of Dallas.	O'Brien.
Denton.	Osborne.
Dodd.	Poage.
Dudley.	Raiden.
Fairchild.	Richards.
Fitzpatrick.	Roemer.
Haidusek.	Rogers.
Harris.	Sallas.
Hartman.	Seawright.
Hill.	Smith of Hopkins.
Holland.	Spencer of Wise.
Hudspeth.	Stewart.
Lanier.	Taylor.
McComb.	Thompson
McDowra.	of Hunt.
McFarland.	Tilson.
Martin.	Tinner.
Miller of Austin.	Veatch.
Murrell.	Williford.
Neill.	Yantis.

Nays—47.

Beasley.	Peyton.
Blackburn.	Pillow.
Blackmon.	Reeves.
Blalock.	Robertson.
Butler.	Russell.
Canales.	Sackett.
Clark.	Sentell.
Cope.	Schlesinger.
Davis of Grimes.	Scholl.
Estes.	Smith of Bastrop.
Fisher.	Spradley.
Hardey.	Templeton.
Hawkins.	Terrell.
Jones.	Thomas.
Laas.	Thompson
Lacey.	of Red River.
Laney.	Traylor.
Lee.	Tschoepe.
Lindemann.	White.
Meador.	Williams
Mendell.	of Brazoria.
Morris.	Wilson.
Neeley.	Woods.
Nordhaus.	Woodul.
Parks.	

Absent.

De Bogory.	Sholars.
Dunnam.	Smith of Scurry.
Florer.	Spencer of Nolan.
Greenwood.	Swope.
Johnson.	Thomason
Lange.	of Nacogdoches.
Low	Tillotson.
of Washington.	Valentine.
Metcalfe.	Walker.
Monday.	Williams
Moore.	of McLennan.
Peddy.	

Absent—Excused.

Bell.	Bryan.
Bledsoe.	Bryant.

Carlock.	McMillin.
Cates.	Miller of Dallas.
Crudgington.	Pope.
Davis	Schlosshan.
of Van Zandt.	Strayhorn.
Fly.	Thomason
Lowe	of El Paso.
of McMullen.	Upchurch.
McCoy.	Wahrmund.

MESSAGE FROM THE SENATE.

Senate Chamber,

Austin, Texas, March 13, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed the following bills:

S. B. No. 449, A bill to be entitled "An Act to establish at Arlington, Tarrant county, Texas, a Junior Agricultural, Mechanical and Industrial College to be known as the Grubbs Vocational College, making an appropriation therefor, and declaring an emergency."

H. B. No. 553, A bill to be entitled "An Act to amend Article 7305 of the Revised Civil Statutes of 1911, relating to the inspection of hides and animals, so as to include among the counties exempted from the provisions of Articles 7256 and 7304, inclusive, the counties of Coke, Irion, Reagan, Sterling, Tom Green and Upton."

S. B. No. 470, A bill to be entitled "An Act to amend Article 2877, Title 48, Chapter 17, of the Revised Civil Statutes, 1911, entitled 'Election Local School Tax,' providing that the city or town council or board of aldermen of any city, town or village, whether incorporated under any act of the Congress of the Republic or the Legislature of the State of Texas or under any act of incorporation whatever, shall have power by ordinance to annually levy and collect a local tax not to exceed in any one year fifty cents on the one hundred dollars valuation of the property subject to taxation in such district for the support and maintenance of public free schools and the erection and equipment of school buildings therein; providing that no levy of such tax shall be made until an election shall have been held in which none but property tax payers who are qualified voters of such city or town or of such independent school district shall vote, and a majority of those voting shall vote in favor thereof; providing that said tax may be for a specific amount of not to exceed fifty cents on the one hundred dollars valuation; providing that one election for

the levy of any such tax or for the repeal of any such tax shall be held in any one calendar year, but whenever the majority of any such voters have voted in favor of such tax, no election for its repeal shall be held for two years thereafter; making provisions for the levy and collection of said tax; providing that the limitation upon the amount of school district tax authorized by this act shall not apply to incorporated cities or towns constituting separate and independent school districts as is provided in Section 3, Article 7, of the Constitution of the State of Texas, and declaring an emergency."

Respectfully,

G. H. BOYNTON,

Assistant Secretary of the Senate.

RELATING TO ARGUMENTS BEFORE INVESTIGATING COMMITTEE.

Mr. Rogers offered the following privileged resolution:

Whereas, The hearing before the committee investigating the charges against Governor Ferguson is nearing a close; and

Whereas, The House will be called upon to make some final disposition of the matters now before that committee; and

Whereas, Able counsel is retained on both sides; therefore, be it

Resolved, That the House instruct the committee to hear the argument of the attorneys in the House of Representatives, that all members of the House may have an opportunity to hear it.

Signed—Rogers, Nichols.

The resolution was read second time.

Mr. Beard of Harris moved to table the resolution.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—57.

Bagby.	Hartman.
Beard of Harris.	Hill.
Beason.	Holland.
Bertram.	Hudspeth.
Blackburn.	Jones.
Bland.	Laas.
Brown.	Lange.
Burton of Tarrant.	Lanier.
Canales.	Lee.
Cox.	Lindemann.
Davis of Grimes.	Low
Dudley.	of Washington.
Dunnam.	McFarland.
Fisher.	Martin.
Fitzpatrick.	Mendell.
Haidusek.	Metcalfe.
Hardey.	Miller of Austin.
Harris.	Moore.

Morris.
Nordhaus.
O'Brien.
Parks.
Pillow.
Poage.
Robertson.
Roemer.
Sackett.
Sallas.
Schlesinger.
Scholl.

Sholars.
Smith of Bastrop.
Spradley.
Taylor.
Templeton.
Tillotson.
Tschoepe.
Valentine.
Williams
of Brazoria.
Woodul.

Nays—54.

Baker.	Osborne.
Beard of Milam.	Peddy.
Beasley.	Peyton.
Bedell.	Raiden.
Blackmon.	Reeves.
Blalock.	Richards.
Boner.	Rogers.
Burton of Rusk.	Russell.
Butler.	Sentell.
Cadenhead.	Seawright.
Clark.	Smith of Hopkins.
Cope.	Spencer of Wise.
Davis of Dallas.	Stewart.
Denton.	Terrell.
Dodd.	Thomas.
Estes.	Thompson
Fairchild.	of Hunt.
Hawkins.	Thompson
Lacey.	of Red River.
Laney.	Tilson.
McComb.	Tinner.
McDowra.	Trayler.
Meador.	Veatch.
Murrell.	White.
Neeley.	Williford.
Neill.	Wilson.
Nichols.	Woods.
O'Banion.	Yantis.

Present—Not Voting.

Bledsoe.	McMillin.
Bryan.	Miller of Dallas.
Bryant.	Pope.
Carlock.	Thomason
Fly.	of El Paso.

Absent.

De Bogory.	Swope.
Florer.	Thomason
Greenwood.	of Nacogdoches.
Johnson.	Walker.
Monday.	Williams
Smith of Scurry.	of McLennan.
Spencer of Nolan.	

Absent—Excused.

Bell.	McCoy.
Cates.	Schlosshan.
Crudgington.	Strayhorn.
Davis	Upchurch.
of Van Zandt.	Wahrmund.
Lowe	
of McMullen.	

RELATING TO EDUCATIONAL SURVEY.

Mr. Tillotson offered the following privileged resolution:

Whereas, The Legislature has passed a bill authorizing the creation of a commission to make a comprehensive survey of the educational institutions and the educational needs of the State, with the view of submitting to the Thirty-sixth Legislature recommendations for the establishment and development of a judicious and progressive State educational policy; and

Whereas, The recommendations of the said commission would necessarily embrace suggestions for amendments to the Constitution, and for statutory enactments necessary to effectuate the policy deemed necessary for the educational interests of the State; therefore, be it

Resolved, That House Joint Resolution No. 30, defining the constitutional status of the University of Texas and the Agricultural and Mechanical College of Texas and the branches of these institutions, and for the establishment and maintenance of other State educational institutions be referred to the said commission for its consideration and recommendation.

The resolution was read second time.

Mr. Thompson of Hunt raised a point of order on further consideration of the resolution at this time on the ground that it relates to the duties of a commission not yet established.

The Speaker sustained the point of order.

HOUSE JOINT RESOLUTION NO. 30
ON SECOND READING.

(Special Order.)

The Speaker laid before the House, as a special order for this hour, on its second reading,

H. J. R. No. 30, Proposing to amend Article 7, Sections 10, 11, 12, 13, 14 and 15 of the Constitution of the State of Texas, which article relates to education, and which sections provide of the establishment and support of the University of Texas, the Agricultural and Mechanical College of Texas, and for a branch college for the instruction of colored youths, and which amendments provide for the permanent location of the University of Texas, the Agricultural and Mechanical College of Texas, and Prairie View State Normal and Industrial College and the State

College of Industrial Arts; to provide that the Texas State Medical College shall be a branch of the University of Texas and for its permanent location; provides that said University, said Agricultural and Mechanical College and said College of Industrial Arts shall be separate State institutions and independent in organization; provides for the sale of the lands belonging to the University of Texas permanent fund, and for the division of the proceeds of such sale and all securities between the University of Texas, the Agricultural and Mechanical College of Texas, directs the conditions under which said lands shall be sold and the securities in which such permanent fund of each institution shall be invested; provides that the University of Texas and the Agricultural and Mechanical College of Texas may utilize the permanent fund of each as a basis for the issuance of bonds for permanent improvements, and for redemption of such bonds; provides that the governing board of Agricultural and Mechanical College shall make provision for permanent buildings for the Prairie View Normal and Industrial College from the proceeds of bond issues by the said Agricultural and Mechanical College; provides that the Legislature shall make provision by appropriation or tax levy or both for the maintenance of the University of Texas and the Agricultural and Mechanical College and for the development and support of the College of Industrial Arts, Normal Schools and Prairie View State Normal and Industrial College; provides that the Legislature may establish and provide for the equipment and maintenance of four junior agricultural schools, and for the establishment and maintenance of three additional normal schools and the general location of each of said institutions; provides that the Legislature shall give encouragement and direction to the development of a University of the first class, and an Agricultural and Mechanical College of the first class and a College of Industrial Arts of the first class; provides for the submission of this proposed amendment of the Constitution to the people, fixing the date of the election to be held, and making an appropriation to pay the expenses of said election.

The resolution was read second time.

On motion of Mr. Tillotson, by unanimous consent, the resolution was laid upon the table subject to call.

SENATE BILL NO. 471 ON FINAL PASSAGE.

Mr. Templeton called up for consideration at this time the motion to reconsider the vote by which Senate bill No. 471 was passed on yesterday, which motion to reconsider was on that day duly spread upon the Journal.

The motion to reconsider prevailed.

The Speaker then laid before the House, on its final passage,

S. B. No. 471, A bill to be entitled "An Act to create the Lelia Lake Independent School District of Donley county, Texas, and declaring an emergency."

The Clerk was directed to call the roll, and the bill was passed by the following vote:

Yeas—96.

Mr. Speaker.	Lanier.
Bagby.	Lee.
Baker.	McComb.
Beard of Harris.	McDowra.
Beard of Milam.	McFarland.
Beasley.	Meador.
Beason.	Mendell.
Bedell.	Metcalfe.
Bertram.	Miller of Austin.
Blackburn.	Monday.
Blackmon.	Moore.
Blalock.	Morris.
Boner.	Murrell.
Burton of Rusk.	Neeley.
Burton of Tarrant.	Neill.
Butler.	Nichols.
Canales.	Nordhaus.
Cope.	O'Banion.
Cox.	O'Brien.
Davis of Dallas.	Osborne.
Davis of Grimes.	Parks.
Denton.	Peddy.
Dodd.	Peyton.
Dudley.	Pillow.
Estes.	Poage.
Fairchild.	Raiden.
Fitzpatrick.	Reeves.
Haidusek.	Richards.
Hardey.	Robertson.
Harris.	Roemer.
Hartman.	Rogers.
Hill.	Sackett.
Hudspeth.	Sentell.
Jones.	Schlesinger.
Laas.	Scholl.
Lacey.	Seawright.
Laney.	Smith of Bastrop.
Lange.	Smith of Hopkins.

Smith of Scurry.	Tschoepe.
Spencer of Nolan.	Veatch.
Spencer of Wise.	White.
Stewart.	Williams
Taylor.	of Brazoria.
Templeton.	Williams
Thompson	of McLennan.
of Hunt.	Williford.
Thompson	Wilson.
of Red River.	Woods.
Tillotson.	Woodul.
Tilson.	Yantis.
Trayler.	

Nays—1.

Sallas.

Absent.

Bland.	Martin.
Brown.	Russell.
Cadenhead.	Sholars.
Clark.	Spradley.
De Bogory.	Swope.
Dunnam.	Terrell.
Fisher.	Thomas.
Florer.	Thomason
Greenwood.	of Nacogdoches.
Hawkins.	Tinner.
Holland.	Valentine.
Johnson.	Walker.
Lindemann.	
Low	
of Washington.	

Absent—Excused.

Bell.	McCoy.
Bledsoe.	McMillin.
Bryan.	Miller of Dallas.
Bryant.	Pope.
Carlock.	Schlosshan.
Cates.	Strayhorn.
Crudgington.	Thomason
Davis	of El Paso.
of Van Zandt.	Upchurch.
Fly.	Wahrmund.
Lowe	
of McMullen.	

HOUSE BILL NO. 465 ON FINAL PASSAGE.

The Speaker laid before the House, as postponed business, on its final passage,

H. B. No. 465, A bill to be entitled "An Act to provide for the purchase of a site for, and for the establishment, location and construction of an asylum to be known as the Northwest Texas Insane Asylum for the care, treatment and support of white insane persons, and to make an appropriation therefor, and declaring an emergency,"

The bill having been read third time on Saturday, March 10.

Question—Shall the bill be passed?

Yeas and nays were demanded, and the bill was passed by the following vote:

Yeas—61.

Bagby.	Neeley.
Beard of Harris.	Nichols.
Beard of Milam.	Nordhaus.
Beason.	O'Brien.
Blackburn.	Osborne.
Blackmon.	Parks.
Boner.	Pillow.
Burton of Tarrant.	Poage.
Butler.	Robertson.
Canales.	Sackett.
Cox.	Sentell.
Davis of Grimes.	Schlesinger.
Dudley.	Scholl.
Fisher.	Sholars.
Fitzpatrick.	Smith of Scurry.
Hardey.	Spencer of Nolan.
Hartman.	Spradley.
Hill.	Taylor.
Hudspeth.	Templeton.
Jones.	Thomason
Laas.	of Nacogdoches.
Lacey.	Thompson
Laney.	of Red River.
Lange.	Tillotson.
Lanier.	Tschoepe.
McComb.	Valentine.
McFarland.	White.
Meador.	Williams
Mendell.	of Brazoria.
Metcalfe.	Williams
Miller of Austin.	of McLennan.
Monday.	Woods.
Morris.	Woodul.

Nays—41.

Baker.	O'Banion.
Beasley.	Peddy.
Bedell.	Peyton.
Bertram.	Raiden.
Blalock.	Reeves.
Bland.	Rogers.
Burton of Rusk.	Russell.
Cadenhead.	Sallas.
Cope.	Seawright.
Davis of Dallas.	Smith of Bastrop.
Denton.	Smith of Hopkins.
Dodd.	Spencer of Wise.
Estes.	Stewart.
Haidusek.	Terrell.
Harris.	Thompson
Hawkins.	of Hunt.
Holland.	Tilson.
Lee.	Trayler.
McDowra.	Williford.
Moore.	Wilson.
Murrell.	Yantis.
Neill.	

Present—Not Voting.

Veatch.

Absent.

Brown.	Low
Clark.	of Washington.
De Bogory.	Martin.
Dunnam.	Richards.
Fairchild.	Roemer.
Florer.	Swope.
Greenwood.	Thomas.
Johnson.	Tinner.
Lindemann.	Walker.

Absent—Excused.

Bell.	McCoy.
Bledsoe.	McMillin.
Pryan	Miller of Dallas.
Bryant.	Pope.
Carlock.	Schlosshan.
Cates.	Strayhorn.
Crudgington.	Thomason
Davis	of El Paso.
of Van Zandt.	Upchurch.
Fly.	Wahrmund.
Lowe	
of McMullen.	

Reasons for Votes.

We vote "nay" on passage of House bill No. 465, establishing an insane asylum in Northwest Texas, and appropriating \$400,000 for same, for the reason that it was developed that the San Antonio asylum was prepared to take care of about 200 or more of the insane now in our jails, and we favored an appropriation for the Austin and Terrell asylums so as to take care of 400 or 500 more of our unfortunates. And we favored a bill that has passed to engrossment to establish an insane asylum for the negroes at Rusk, which will separate the negro insane from the white, at a cost of \$150,000. We considered this best for our insane people and economy for the State. With this \$400,000 the State can enlarge our present asylum and establish a separate asylum for negroes, and separate the negroes from the white insane, and save several thousand dollars for the State and make room for all our insane for several years to come.

BERTRAM.
LEE.

I vote "nay" on this bill for the reason that I visited the insane asylum and had a long talk with the manager, and he informs me that if we will build an insane asylum at Rusk, where the State now owns land and buildings, to accommodate the colored insane, that we will have ample room to provide for all of our white people for the next two years;

and, in the interest of economy, I vote "nay."

RAIDEN.

Mr. Neeley moved to reconsider the vote by which the bill was passed and to table the motion to reconsider.

The motion to table prevailed.

HOUSE BILL NO. 591 ON FINAL PASSAGE.

The Speaker laid before the House, as postponed business, on its final passage, H. B. No. 591, A bill to be entitled "An Act to transfer to the board of county school trustees all rights and powers pertaining to the public free schools that have heretofore been vested in the county commissioners court; and repealing all laws and parts of laws in conflict herewith,"

The bill having been read third time on last Saturday, March 10.

Mr. Beard of Milam offered the following amendment to the bill:

Amend House bill No. 591 by striking out all after the enacting clause and inserting the following:

"Section 1. That Article 2821, Title 48, Chapter 15, of the Revised Civil Statutes of Texas, be amended so that hereafter the same shall read as follows:

"Article 2821. Suit for Removal of Trustee.—The trustees elected must be able to read and write intelligently the English language, and read, comprehend and interpret the laws of the State of Texas relating to the public school system; and in the event of trustee elected, in the opinion of the county superintendent or the county judge, who is ex-officio county superintendent, is not qualified to serve under the provisions of this article, it shall be the duty of the county superintendent or such county judge who is ex-officio county superintendent to refuse to recognize such person who has been so elected as such school trustee, and to make written request, within twenty days after such election, of the county attorney, or district attorney in case there be no county attorney, to institute and prosecute with dispatch such suit, in the name of the State of Texas, for the removal of such trustee, in the district court of the county where such trustee resides, at the option of the county attorney, or district attorney in case there be no county attorney; provided, it shall be lawful under the provisions of this article, upon good cause shown within the discretion of the court where such suit is pending, to enjoin and restrain such

person from acting as such trustee during the pendency of such suit for his removal. It shall be lawful under the provisions of this article to summon such trustee so elected before the court in the trial of such cause, and there make examination of him as to his qualifications to serve as such trustee as defined by this article, and, in case such trustee, after having been duly cited to answer in said cause and summoned as herein above provided to appear for examination, shall fail, neglect or refuse to obey said summons and fail to appear for the purpose of examination, and fail or refuse to submit to such examination, such failure, neglect or refusal shall be prima facie evidence of his disqualification under the terms of this article, and because thereof the court trying such cause shall be authorized to render thereupon judgment by default against such trustee so defaulting removing him from his said office of school trustee, and declaring the same vacant. It shall be the duty of the county board of education of the county where such trustee has been elected to appoint some suitable person, who is qualified as herein defined, to act as such trustee during the pendency of such suit to remove such trustee so elected, if he shall be enjoined from so acting, and, in case such trustee so elected shall be removed by such suit brought by the county attorney, or district attorney in case there be no county attorney, then such trustee, so appointed by the county board of education of said county, shall continue to serve until the next regular election of school trustees for such district; provided, however, that such trustee so appointed may be removed for the causes and in the manner provided by this article. In case of vacancy in said office of trustee, by resignation or otherwise, the county board of education of the county shall appoint a suitable person qualified under the provisions of this article to so act as such trustee until the next regular election of school trustees for such district; and, in case such county board of education, under the provisions hereof, should appoint some person not qualified, suit for his removal shall be brought by the county attorney, or district attorney in case there be no county attorney, of the State, in the name of the State of Texas, in the manner and upon the same terms and conditions as has been herein provided for in case of the election of persons who are not qualified to act as such trustees."

"Sec. 2. The importance of conforming this article of the statute to other statutes as amended, and the fact that this is a regular session of the Legislature during which the calendar will necessarily be crowded, creates an emergency and an imperative public necessity requiring the suspension of the constitutional rule providing that bill shall be read on three several days, and that this act take effect and be in force from and after its passage, and it is so enacted."

Mr. Neill moved to table the amendment, and the motion to table was lost.

The amendment was adopted.

Mr. Beard of Milam offered the following amendment to the bill:

Amend House bill No. 591 by striking out all before the enacting clause and inserting the following: "A bill to be entitled 'An act to amend Article 2821, Title 48, Chapter 15 of the Revised Civil Statutes of Texas, so that hereafter said article shall provide, in substance, that school trustees must be able to read and write in the English language; comprehend and interpret the laws of Texas relating to the public school system; providing for the removal of school trustees not thus qualified; placing certain duties upon the county superintendent, or the county judge of a county who is ex-officio county superintendent; directing suits for the removal of unqualified trustees by the county attorney; providing for enjoining disqualified trustees from acting; providing for the trial and removal of trustees who are not qualified under the act; conferring certain authority and requiring certain duties of the county board of education with reference to school trustees; providing that the county board of education may appoint school trustees in case of vacancy in such office, and declaring an emergency.'"

The amendment was adopted.

House bill No. 591 was then passed.

Mr. Beard of Milam moved to reconsider the vote by which the bill was passed, and to table the motion to reconsider.

The motion to table prevailed.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas March 13, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has

granted the request of the House for the return of S. B. No. 368 for the purpose of roll call.

Respectfully,

JOHN D. McCALL,
Secretary of the Senate.

HOUSE BILL NO. 381 ON ENGROSSMENT.

The Speaker laid before the House, as postponed business, on its passage to engrossment,

H. B. No. 381, A bill to be entitled "An Act to amend Articles 6006, 6007 and 6010, Title 97, Revised Statutes of Texas, 1911, providing for a notarial seal, the disposition of same upon vacating office and what seal shall contain, administering oaths, taking acknowledgments and giving certificates therefor, by notaries public,"

The bill having been read second time on Saturday, March 10.

House bill No. 381 was then passed to engrossment.

SENATE BILLS ON FIRST READING.

The following Senate bills, received from the Senate today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

S. B. No. 470, to the Committee on Education.

S. B. No. 449, to the Committee on Education.

RECESS.

Mr. Taylor moved that the House recess to 2 o'clock p. m. today.

Mr. O'Banion moved that the House recess to 8 o'clock p. m. today.

The motion of Mr. O'Banion prevailed; and the House, accordingly, at 12 o'clock m., took recess to 8 o'clock p. m. today.

NIGHT SESSION.

The House met at 8 o'clock p. m. and was called to order by the Speaker.

SENATE BILL NO. 451 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to a third reading,

S. B. No. 451, A bill to be entitled "An Act creating a special road law for Johnson county, Texas."

The bill was read second time and was passed to a third reading.

HOUSE BILL NO. 823 ON SECOND
READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 823, A bill to be entitled "An Act adding to and making a part of the Rosenberg Independent School District of Fort Bend county, Texas, etc., and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 836 ON SECOND
READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 836, A bill to be entitled "An Act to amend Section 10, Chapter 76, Local and Special Laws passed by the Regular Session of the Thirty-second Legislature, being an act to amend Section 10 of Chapter 79, General Laws passed by the Twenty-seventh Legislature, which said chapter was also amended by Acts of the Thirty-first Legislature of the State of Texas, creating a more efficient road system for Brown county, Texas, etc., and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 797 ON THIRD
READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 797, A bill to be entitled "An Act to repeal Chapter 72, Local and Special Laws of Texas passed at the Regular Session of the Thirty-fourth Legislature, said chapter being 'An Act to create a special road law for Johnson county, Texas, etc., and declaring an emergency.'"

The bill was read third time and was passed.

HOUSE BILL NO. 828 ON THIRD
READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 828, A bill to be entitled "An Act to create the Tahoka Independent School District in Lynn county, Texas, etc., and declaring an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 785 ON THIRD
READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 785, A bill to be entitled "An Act to create a more efficient road law for Wilson county, Texas; fixing the compensation of the commissioners of Wilson county when acting as ex-officio road commissioners, and declaring an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 520 ON ENGROSS-
MENT.

The Speaker laid before the House, as postponed business, on its passage to engrossment,

H. B. No. 520, A bill to be entitled "An Act giving to the owner of any real estate or interest therein sold under execution, order of sale, deed of trust, mortgage or other contract lien the right to the possession of the same for one year from the date of sale at any time to redeem the same at any time in one year from the date of sale, by paying to the purchaser the amount of the purchase money paid, together with interest thereon and an additional five per cent; providing that property redeemed under the act shall not again be subject to levy or sale for the debt for which it was sold; providing that from the period of redemption allowed by this act shall be deducted a period equal to any extension of the debt; providing that the right of redemption shall not be waived; providing that the right of redemption shall for all purposes be treated and regarded as real estate, and declaring an emergency,"

The bill having been read second time on last Saturday, March 10.

Mr. Woods moved that the bill be laid on the table subject to call, and the motion was lost.

(Mr. Greenwood in the chair.)

Mr. Fairchild moved the previous question on the engrossment of the bill, and the main question was ordered.

(Speaker in the chair.)

Question then recurring on the engrossment of the bill, yeas and nays were demanded.

The bill was passed to engrossment by the following vote:

Yeas—77.

Beard of Harris.	Bedell.
Beard of Milam.	Bertram.
Beasley.	Blackmon.

Blalock.	Neill.
Bledsoe.	O'Banion.
Boner.	Osborne.
Bryant.	Peddy.
Burton of Rusk.	Peyton.
Butler.	Pillow.
Cadenhead.	Reeves.
Carlock.	Richards.
Clark.	Roemer.
Cope.	Rogers.
Davis of Grimes.	Russell.
Denton.	Sackett.
Dodd.	Sallas.
Dunnam.	Sentell.
Fairchild.	Schlesinger.
Greenwood.	Schlosshan.
Hardey.	Smith of Bastrop.
Harris.	Smith of Hopkins.
Hawkins.	Smith of Scurry.
Hill.	Spencer of Wise.
Holland.	Stewart.
Hudspeth.	Taylor.
Johnson.	Templeton.
Jones.	Terrell.
Laas.	Thomason
Lacey.	of Nacogdoches.
Lange.	Thompson
Lanier.	of Red River.
Lee.	Tilson.
Lindemann.	Tinner.
McDowra.	Trayler.
McFarland.	Veatch.
McMillin.	Williams
Metcalfe.	of Brazoria.
Miller of Dallas.	Williford.
Monday.	Wilson.
Neeley.	Woodul.

Nays—23.

Brown.	O'Brien.
Davis of Dallas.	Poage.
Davis	Pope.
of Van Zandt.	Raiden.
Dudley.	Scholl.
Fitzpatrick.	Seawright.
Fly.	Thomas.
Hartman.	Thompson
McComb.	of Hunt.
Mendell.	Tillotson.
Moore.	Woods.
Murrell.	Yantis.
Nordhaus.	

Present—Not Voting.

Beason.

Absent.

Bagby.	Estes.
Baker.	Fisher.
Blackburn.	Florer.
Bland.	Hadsuek.
Bryan.	Laney.
Burton of Tarrant.	Low
Canales.	of Washington.
Cox.	Martin.
De Bogory.	Meador.

Miller of Austin.	Thomason
Morris.	of El Paso.
Nichols.	Tschoepe.
Parks.	Valentine.
Robertson.	Walker.
Sholars.	White.
Spencer of Nolan.	Williams
Spradley.	of McLennan.
Swope.	

Absent—Excused.

Bell.	McCoy.
Cates.	Strayhorn.
Crudgington.	Upchurch.
Lowe	Wahrmund.
of McMullen.	

Mr. Miller of Dallas moved to reconsider the vote by which the bill was passed to engrossment, and to table the motion to reconsider.

The motion to table prevailed.

HOUSE BILL NO. 773 ON SECOND READING.

On motion of Mr. Fitzpatrick, by unanimous consent, the regular order of business was suspended, to take up and have placed on its second reading and passage to engrossment.

H. B. No. 773, A bill to be entitled "An Act to repeal Article 1585 of the Revised Civil Statutes of Texas, 1911, fixing the terms of the Courts of Civil Appeals, and to enact in its stead a new article hereafter known by the same number, and declaring an emergency."

The Speaker laid the bill before the House, and it was read second time.

Mr. Carlock offered the following amendments to the bill:

(1)

Amend the bill by striking out all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Articles 1518, 1585 and 1658 of the Revised Civil Statutes of Texas, 1911, are hereby repealed.

"Sec. 2. The Supreme Court, the Court of Criminal Appeals and the Courts of Civil Appeals of this State shall begin their sessions on the third Monday in September of each year, and shall continue the transaction of the business before them in their respective courts until the third Saturday in July of each year next succeeding, unless the business pending in any one of said courts is disposed of prior to the said third Saturday in July. The sessions of the Supreme Court and the Court of Criminal Appeals shall be held in the city of Austin, Texas.

"Sec. 3. If for any reason the exten-

sion of the terms of the Supreme Court and the Court of Criminal Appeals can not be legally made as provided for in Section 1 of this act, then it is hereby enacted that the said Supreme Court and the Court of Criminal Appeals shall on the last submission day prior to their summer adjournment, receive for submission such a number of causes as will be sufficient to reasonably occupy the time and attention of the members of the said respective courts in the consideration thereof, and in preparing their opinions therein for a period of at least one month intervening between the adjournment of said courts and the reconvening of the same, and shall for a period of at least thirty days after such adjournment devote their time to the work of considering and preparing opinions in said causes so submitted, so as to be ready to announce their opinions therein upon the reconvening of the said court in the fall; it being the intention of the Legislature to limit the mid-summer vacation of the judges of the appellate courts in this State to a period not to exceed sixty days. Provided, however, that the provisions of this section shall not apply to any one of the courts mentioned that has caught up with its pending docket at the date of regular adjournment.

"Sec. 4. The fact that there exists a great and constantly increasing volume of cases in the appellate courts of this State, and the further fact that it is practically impossible for said courts to dispose of the business on their dockets with reasonable dispatch, and the further fact that the present Legislature has generously increased the salaries of the said judges, constitute an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days shall be suspended, and the same is hereby suspended, and this act shall take effect and be in force from and after its passage, and it is so enacted."

(2)

Amend the caption to read as follows:

"A bill to be entitled 'An Act to repeal Articles 1518, 1585 and 1658 of the Revised Civil Statutes of Texas, 1911, and to regulate the terms of the Supreme Court, the Court of Criminal Appeals and the Courts of Civil Appeals in this State, and to provide for the transaction of business of said courts; to repeal all laws in conflict herewith, and to declare an emergency.'"

The amendments were adopted.

House bill No. 773 was then passed to engrossment.

HOUSE BILL NO. 773 ON THIRD READING.

Mr. Carlock moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 773 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—103.

Mr. Speaker.	Miller of Dallas.
Beard of Harris.	Moore.
Beard of Milam.	Murrell.
Beasley.	Neeley.
Bedell.	Neill.
Bertram.	Nordhaus.
Blalock.	O'Banion.
Bland.	O'Brien.
Bledsoe.	Osborne.
Boner.	Parks.
Brown.	Peddy.
Bryant.	Peyton.
Burton of Rusk.	Pillow.
Butler.	Poage.
Cadenhead.	Pope.
Carlock.	Raiden.
Clark.	Reeves.
Cope.	Richards.
Davis of Dallas.	Rogers.
Davis of Grimes.	Russell.
Denton.	Sackett.
Dodd.	Sallas.
Dudley.	Sentell.
Dunnam.	Schlesinger.
Fairchild.	Schlosshan.
Fitzpatrick.	Scholl.
Fly.	Seawright.
Greenwood.	Sholars.
Hardey.	Smith of Bastrop.
Harris.	Smith of Hopkins.
Hartman.	Smith of Scurry.
Hawkins.	Spencer of Wise.
Hill.	Spradley.
Holland.	Stewart.
Hudspeth.	Taylor.
Johnson.	Templeton.
Jones.	Terrell.
Laas.	Thomas.
Lacey.	Thomason
Lange.	of El Paso.
Lanier.	Thomason
Lee.	of Nacogdoches.
Lindemann.	Thompson
Low	of Hunt.
of Washington.	Thompson
McComb.	of Red River.
McDowra.	Tillotson.
McFarland.	Tilson.
McMillin.	Tinner.
Mendell.	Valentine.
Metcalfe.	Veatch.

Williams Woods.
of Brazoria. Woodul.
Williford. Yantis.
Wilson.

Nays—1.

Davis of Van Zandt.

Absent.

Bagby.	Meador.
Baker.	Miller of Austin.
Beason.	Monday.
Blackburn.	Morris.
Blackmon.	Nichols.
Bryan.	Robertson.
Burton of Tarrant.	Roemer.
Canales.	Spencer of Nolan.
Cox.	Swope.
De Bogory.	Trayler.
Estes.	Tschoepe.
Fisher.	Walker.
Flojer.	White.
Haldusek.	Williams
Laney.	of McLennan.
Martin.	

Absent—Excused.

Bell.	McCoy.
Cates.	Strayhorn.
Crudgington.	Upchurch.
Lowe	Wahrmund.
of McMullen.	

The Speaker then laid House bill No. 773 before the House on its third reading and final passage.

The bill was read third time and was passed.

Mr. Carlock moved to reconsider the vote by which the bill was passed, and to table the motion to reconsider.

The motion to table prevailed.

CONFERENCE COMMITTEE REPORT ON HOUSE BILL NO. 48.

Mr. Metcalfe called up from the Speaker's table, for consideration at this time, the following report of the conference committee on House bill No. 48:

Committee Room,
Austin, Texas, March 13, 1917.

Hon. W. P. Hobby, President of the Senate, and Hon. F. O. Fuller, Speaker of the House of Representatives.

Sirs: We, your conference committee, to which was referred back House bill No. 48 for further consideration beg leave to report that we have given same full consideration, and submit the following unanimous agreement:

Amend Section 1, line 3 of the engrossed bill by striking out the words

"two dollars," and inserting in lieu thereof the word "one dollar."

Amend Section 2, line 1, by striking out the words "the scalps of said animals," and inserting in lieu thereof the following: "The hides, including scalps with both ears of wolves and wild cats and the scalps of jack rabbits." Amend Section 2 at the end of said section by adding the following: "Provided, further, that if any person shall knowingly make a false statement in the written affidavit required by this section of this act, he shall be deemed guilty of a misdemeanor and upon conviction thereof he shall be fined in any sum not less than \$50 and not more than two hundred dollars (\$200), and in addition thereto shall be sentenced to imprisonment in the county jail for not less than thirty days, nor more than sixty days and forfeit to each county all right to receive any bounty for any hides provided by him."

Amend Section 3, line 7, by adding after the word "scalp" the following: "and return said wolf and wild cat scalps and hides to the owner."

Amend Section 5, page 2, by striking out all of this section after the word "repealed" in line 2, and insert in lieu thereof the following: "Provided, that any person desiring to trap or hunt for wolves, wild cats or other predatory animals upon enclosed lands of another when said permission is not given by the owner or manager thereof, may upon making application to the commissioners court of the county in which said person proposes to trap or hunt such predatory wild animals, and after said application is made as aforesaid then the commissioners court shall give notice to the owner of the land or his agent upon which said applicant desires to trap predatory wild animals by notifying said owner or his agent when said application will be heard by the court, and after giving full hearing to both the applicant and the owner of the land or his agent, the said court may, if it shall deem said person to be responsible and proper person, give the assent of said court to said applicant to hunt or trap predatory wild animals in said enclosure and said permit from said court shall be in writing and shall be sufficient authority for said applicant to hunt and trap predatory wild animals upon the premises mentioned in said permit, subject to be revoked by the court at any time it may deem proper, and it is further provided that any person who shall enter the enclosed lands of another for

the purpose of hunting and trapping wolves or other predatory wild animals shall not camp within three hundred yards of any windmill, tank, water hole or other place where stock are accustomed to gather for the purpose of getting salt or drinking; nor shall any person throw any hide in any tank, water trough or water hole or leave the refuse or any animal nearer than three hundred yards of any trough, tank or water hole; and it is further provided that lands enclosed with a wolf-proof fence, and pastures containing two thousand acres or less shall be exempt from the provisions of this section, and the owner's written consent must be obtained before trapping shall be permitted therein. And any person violating any of the provisions of this section shall be fined in any sum not less than ten dollars nor more than one hundred dollars, and each day shall constitute a separate offense."

Amend the bill by adding after Section 6, Section 6a:

"Sec. 6a. Provided that there shall be expended out of the above appropriation by and under the direction of the Texas Live Stock Sanitary Commission the sum of twelve thousand and five hundred (\$12,500) dollars for the first year ending August 31, 1918, and twelve thousand and five hundred (\$12,500) dollars for the year ending August 31, 1919; said expenditures shall be for the purpose of paying trappers to destroy predatory wild animals and shall be expended under the direction of the Texas Live Stock Sanitary Commission in co-operation with the trappers which shall be employed and paid by the United States, who shall be engaged in exterminating predatory wild animals in Texas."

HUDSPETH,
BUCHANAN of Scurry,
CLARK,
CALDWELL,

On the part of the Senate.

METCALFE,
TILSON,
WOODUL,
BEASLEY,
SACKETT,

On the part of the House.

Question—Shall the report be adopted?

Mr. Seawright moved the previous question on the report, and the main question was ordered.

Question then recurring on the adoption of the report, yeas and nays were demanded.

The House refused to adopt the report by the following vote:

Yeas—46.

Bagby.	Parks.
Beard of Milam.	Pillow.
Beasley.	Poage.
Beason.	Pope.
Blackburn.	Russell.
Blackmon.	Sackett.
Bryan.	Smith of Bastrop.
Bryant.	Smith of Scurry.
Carlock.	Taylor.
Davis of Grimes.	Templeton.
Denton.	Thomas.
Dudley.	Thomason
Fitzpatrick.	of El Paso.
Fly.	Thomason
Hardey.	of Nacogdoches.
Jones.	Thompson
Laas.	of Red River.
Lange.	Tillotson.
McComb.	Tilson.
McFarland.	Valentine.
McMillin.	Williams
Mendell.	of Brazoria.
Metcalfe.	Woods.
Nordhaus.	Woodul.
Osborne.	Yantis.

Nays—55.

Bedell.	Moore.
Bertram.	Murrell.
Blalock.	Neeley.
Bland.	Neill.
Bledsoe.	O'Banion.
Boner.	O'Brien.
Brown.	Peddy.
Burton of Rusk.	Peyton.
Butler.	Raiden.
Cadenhead.	Reeves.
Clark.	Richards.
Cope.	Sallas.
Davis of Dallas.	Sentell.
Davis	Schlesinger.
of Van Zandt.	Schlosshan.
Dodd.	Scholl.
Dunnam.	Seawright.
Fairchild.	Sholars.
Harris.	Smith of Hopkins.
Hartman.	Spencer of Wise.
Hawkins.	Stewart.
Holland.	Terrell.
Lacey.	Tinner.
Lanier.	Trayler.
Lee.	Veatch.
McDowra.	White.
Meador.	Williford.
Miller of Dallas.	Wilson.

Present—Not Voting.

Beard of Harris.

Absent.

Baker.

Burton of Tarrant.

Canales.	Miller of Austin.
Cox.	Monday.
De Bogory.	Morris.
Estes.	Nichols.
Fisher.	Robertson.
Florer.	Roemer.
Haidusek.	Spencer of Nolan.
Hill.	Spradley.
Hudspeth.	Swope.
Johnson.	Thompson
Laney.	of Hunt.
Lindemann.	Tschoepe.
Low	Walker.
of Washington.	Williams
Martin.	of McLennan.

Absent—Excused.

Bell.	McCoy.
Cates.	Strayhorn.
Crudgington.	Upchurch.
Lowe	Wahrmund.
of McMullen.	

Paired.

Mr. Rogers (present), who would vote "nay," with Mr. Greenwood (absent), who would vote "yea."

Mr. Sallas moved to reconsider the vote by which the House refused to adopt the report, and to table the motion to reconsider.

The motion to table prevailed.

HOUSE BILL NO. 771 ON THIRD READING.

On motion of Mr. Bryant, by unanimous consent, the regular order of business was suspended, to take up and have placed on its third reading and final passage,

H. B. No. 771, A bill to be entitled "An Act requiring district courts to remain open for the transaction of business from day to day for the entire terms provided by law; prohibiting the judges of such court from closing same before the last day of the terms as fixed by law, and declaring an emergency."

The Speaker laid the bill before the House, it was read third time and was passed.

BILL RECOMMITTED.

On motion of Mr. Woodul, Senate bill No. 187 was recommitted to the Committee on Criminal Jurisprudence.

SENATE BILL NO. 469 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 469, A bill to be entitled "An Act to create a more efficient road

system for Kent county, Texas; defining the powers and duties of the commissioners court of said county in adopting such system, and providing for the condemnation of lands for the opening, changing, widening, ditching, making embankments or fills or draining water away from the public roads in said county; providing for raising or lowering grades, changing or discontinuing of public roads in said county; providing that the commissioners of said county be ex-officio road commissioners, defining their powers and duties and providing for their compensation, etc., and declaring an emergency."

The bill was read third time and was passed.

SENATE BILL NO. 394 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 394, A bill to be entitled "An Act to amend Section 16 of Chapter 20 of Local and Special Laws of the Thirty-first Legislature (1909), approved March 8, 1909, entitled 'An Act to create a more efficient road system for Lampasas county, Texas, and declaring an emergency.'"

The bill was read third time and was passed.

SENATE BILL NO. 461 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 461, A bill to be entitled "An Act to incorporate the city of Plainview, Hale county, Texas, and to grant it a charter; to define its powers and prescribe its territorial limits, duties and liabilities, repealing all laws or parts of laws in conflict herewith, and declaring an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 838 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 838, A bill to be entitled "An Act to create the Shepperd Independent School District in San Jacinto county, Texas, etc., and declaring an emergency."

The bill was read third time and was passed.

ADJOURNMENT.

Mr. O'Brien moved that the House adjourn until 10 o'clock a. m. tomorrow.

Mr. Dodd moved that the House adjourn until 9:30 o'clock a. m. tomorrow.

The motion of Mr. Dodd prevailed, and the House, accordingly, at 10:20 o'clock p. m., adjourned until 9:30 o'clock a. m. tomorrow.

APPENDIX.

REPORT OF COMMITTEE TO VISIT ORPHAN HOME.

Hon. John B. Peyton, Chairman House Committee on Appropriations.

Dear Sir: We, your committee appointed to visit the State Orphan Home, located at Corsicana, Texas, beg leave to report that on Friday night, February 23, we left Austin and arrived at the State Orphan Home Saturday morning, February 24, and carefully inspected the State Orphan Home and all property connected therewith, during the whole of that day. We also accepted the hospitality of the Corsicana Business League, and made a tour of inspection of the various points of interest of the city of Corsicana and the Odd Fellows' Orphan Home, which is located directly across the Cotton Belt Railroad from the State Orphan Home. Incidentally, we will say that we were tendered a banquet by the Corsicana Business League Saturday evening, which was held in the spacious dining room at the State Orphan Home. In passing, we would say that this banquet was prepared and served by the teachers and students at the State Orphan Home; the various courses, however, being supplied by the Corsicana Business League. About forty representative citizens of Corsicana met with us at this banquet, and it was especially enjoyable by reason of the excellently prepared dishes and the courteous and satisfactory service of the girls who waited on us and who are students at the Home.

We found that the State Orphan Home has an enrollment of 448 children, ranging in age from 5 or 6 years to 17 or 18 years; that the children seem to be well cared for and are apparently happy and contented, and seemingly represent one big family. The moral influence is good and the educational systems are modern and efficient. On the whole, the Home is being conducted on an entirely efficient and economic basis. We believe the State Orphan Home is in competent and safe hands under Superintendent W. F.

Barnett. The Superintendent seems to combine the rare and remarkable virtues and qualities of a philanthropist, sentimentalist, progressive educator, and practical business man. Under his management, the Home apparently is a success financially and morally and as an educational institution.

We found that the water supply is adequate for ordinary purposes and conditions, but a drought of several several months in that section of the State has seriously affected the flow of the wells. The water, while adequate in quantity, is very unpalatable, being salty to the taste. We found that the city of Corsicana's well water is likewise salty, both supplies coming from wells ranging between 2300 and 2800 feet in depth, the deeper water being the best for all purposes. We were informed that the citizens of Corsicana think a well sunk to a depth of 4000 feet would produce good water, it having been proven that wells of this depth at Waxahachie and other nearby cities contained pure water and in abundant quantities. The budget furnished by the superintendent for the year ending August 31, 1918, called for an appropriation of \$40,000 to drill a test well for artesian water, it being the purpose to go to a depth of 4000 feet, if necessary. We found the citizens of Corsicana urging the State to make an appropriation of \$40,000 for this purpose. The matter, however, appears to your committee to be more of a local problem than one for the State to solve, or, at least, your committee believes that the problem should be solved jointly. Such a well will serve as a test well for the city of Corsicana and the Odd Fellows Orphans' Home, as well as the State Orphans' Home, and your committee suggests that an effort be made to make an arrangement with the Odd Fellows Grand Lodge and the city of Corsicana to each join the State in bearing one-third of the expense in drilling a well to the required depth, in an effort to obtain the necessary and pure water.

Most of the buildings at the home are in fairly good condition. The new dining hall and dormitory just completed is an excellent building, fire-proof, conveniently arranged, and furnishes dining room capacity for 720 children. This building contains a kitchen, pantries and basement storeroom, as well as the dining hall and dormitory. The administration building

has been condemned by the State Fire Marshal as unsafe. We found this to be a veneered brick building, plastered on the outside with a coat of cement, with wooden floors, joists, doors and windows also wooden. The house has a tin roof, but the frame work is wooden. It was built about twenty-five years ago; cracks are in the walls, and the floors are badly worn and uneven. The building is occupied as a residence by the Superintendent and his family, who occupy two rooms, with another room used as a library and reading room for the Home. It is also used as a dormitory for about forty of the larger girls. Downstairs it has a Y. M. C. A. assembly room for the boys, together with other apartments. While this building does not appear to be in an immediately dangerous condition, it is by no means a good building, and is strictly unsafe as a fire risk. The budget calls for an administration building, with equipment to cost \$125,000. Your committee, however, while admitting the need of such a building, does not consider it wise to make this appropriation until the question of the pure and abundant water supply is satisfactorily settled.

Four cottages for employes and their families are mentioned in the budget as needed, to cost \$2000 each, or a total of \$8000. Your committee agrees that four cottages are necessary, but we are of the opinion that neat frame buildings of four or five rooms, to cost not exceeding \$1000 each, would suffice for this purpose, instead of erecting brick structures at double this cost.

In the opinion of your committee, the Orphan Home as it is now managed is an institution that reflects great credit upon the State, and with the exceptions mentioned in this report in regard to the requested appropriations for a deep well and administration building, and cutting in half the amounts asked for four cottages for employes, the budget should be approved.

Yours respectfully,
DENTON, Chairman,
DODD,
BEASLEY,

Committee for Appropriations
Committee.

STEWART,
McCOY,
BRYAN,
LEE,

Committee for the House.

REPORT OF COMMITTEE TO VISIT SCHOOL FOR THE DEAF.

Austin, Texas, March 9, 1917.

Hon. F. O. Fuller, Speaker of the House
of Representatives.

Sir: Your committee appointed to visit the School for the Deaf beg leave to submit the following:

The committee had but a few hours to spend in this great school, but hurriedly visited the various departments of the institution, finding everything scrupulously clean and systematic. The Superintendent, Dr. Urbantke, gives every department of this school his personal supervision. His daily attention to every detail of the work of the school has saved and is saving the State thousands of dollars every year. Certainly there is no institution in Texas that is rendering more efficient service to the people and the State than the School for the Deaf.

The work done in this school, which gives instruction in advanced sewing, domestic science, tailoring, printing, art, shoemaking, carpentry, reed raffia, girls' gym., millinery, painting, typewriting, baking, machinery, engineering, etc., can not be surpassed in the United States. We find that the demands made by the Superintendent of this school are in all respects reasonable and just. The committee agrees that every member of the Legislature could visit this and other institutions and be convinced as to the work done in each.

Respectfully submitted,
HUDSPETH,
SMITH of Hopkins,
NEELEY.

REPORTS OF COMMITTEE ON EDU- CATION.

Committee Room,
Austin, Texas, March 12, 1917.

Hon. F. O. Fuller, Speaker of the House
of Representatives.

Sir: Your Committee on Education, to whom was referred House bill No. 823, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass, with committee amendments.

THOMASON of Nacogdoches, Chairman.

Committee Room,
Austin, Texas, March 12, 1917.

Hon. F. O. Fuller, Speaker of the House
of Representatives.

Sir: Your Committee on Education,

to whom was referred House bill No. 557, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass.

THOMASON of Nacogdoches, Chairman.

REPORT OF COMMITTEE ON REVENUE AND TAXATION.

Committee Room,
Austin, Texas, March 13, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Revenue and Taxation, to whom was referred Senate bill No. 94, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass.

NEILL, Chairman.

REPORTS OF COMMITTEE ON ENGROSSED BILLS.

Committee Room,
Austin, Texas, March 13, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 288, A bill to be entitled "An Act to amend Article 5661, Revised Civil Statutes of Texas, 1911, Title 86, Chapter 7, relating to the registration of chattel mortgages, and to provide the effect to be given to the registration to such mortgages, where the same relates to property sold to be thereafter attached to the realty as a fixture; to provide for a special book in which such chattel mortgages shall be registered; to regulate the manner of registering the same, and to repeal all laws in conflict herewith."

H. B. No. 732, A bill to be entitled "An Act making an appropriation of \$1799.00 for the purpose of supplementing existing appropriations and the payment of the salaries of certain employees, etc., in the Department of Superintendent of Public Buildings and Grounds for the months of February to August, 1917, both inclusive, fixing the salaries for such time and for the purpose of paying one-half the expense of certain paving, and declaring an emergency."

H. B. No. 513, A bill to be entitled "An Act to amend Chapter 67 of the Acts of the Regular Session of the Thirty-third Legislature of the State of Texas, as amended by Chapter 31 of the Acts of the First Called Session of the Thirty-third Legislature, and the same is hereby amended so that Sections 2, 3, 4 and 5 of said Chapter 31 shall be divided into seven sections, to be known in said chapter as Sections 2, 3, 4, 5, 5a, 5b, and 5c, reading as shown below; also by amending Section 9 of Chapter 31, so that it will read as shown below, said sections as amended to be incorporated in and become part of said Chapter 31."

H. B. No. 754, A bill to be entitled "An Act to amend Article 2814 of the Revised Civil Statutes of the State of Texas, 1911, so as to confer upon the State Superintendent of Public Instruction the authority, upon satisfactory evidence being presented, to reinstate a teacher's certificate theretofore canceled by him and giving right of appeal to State Board of Education."

H. B. No. 752, A bill to be entitled "An Act to validate all sales of public free school land, University land and asylum land which were made after forfeiture for non-payment of interest but prior to entry of such forfeiture on the account kept with the purchaser and all sales of said land which were made upon applications filed prior to the cancellation of a former sale for the failure of the owner to reside on the land, and declaring an emergency."

H. B. No. 797, A bill to be entitled "An Act to repeal Chapter 72, Local and Special Laws of Texas passed at the Regular Session of the Thirty-fourth Legislature, said chapter being 'An Act to create a special road law for Johnson county,' etc., and declaring an emergency."

H. B. No. 771, A bill to be entitled "An Act requiring district courts to remain open for the transaction of business from day to day for the entire terms provided by law; prohibiting the judges of such courts from closing same before the last day of the term as fixed by law, and declaring an emergency."

And find them correctly engrossed.

DENTON, Chairman.